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In re PATENT APPLICATION OF:

SCHREIBER et al.

Atty. Dkt.: 2560-0415

Appln. No.: 10/735,706

Group Art: 3451

Filing Date: 12/16/2003

Examiner: Heinrich, Samuel

Title: Method For Joining Components In Titanium Aluminide
By Brazing

Date: October 17, 2008

Name of paper being transmitted: Petition to Revive Application; and Change of Address

Message:

CERTIFICATE OF FACSIMILE TRANSMISSIONI hereby certify that this paper is being facsimile transmitted to the Patent and Trademark
Office at the above fax number on the date shown below.Name: Timothy J. KlimaSig: Date: October 17, 2008Harbin Klima Law Group PLLC
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PETITION TO REVIVE APPLICATION

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant herewith petitions to have the present application revived and the Final Office Action of May 25, 2006 redated and sent to the undersigned with a new period for response.

The undersigned today checked the status of the subject application in the PAIR system and learned that a Notice of Abandonment was issued on April 11, 2008. The undersigned never received either the Final Office Action or the Notice of Abandonment because both were mailed to an incorrect address because of error by the Patent Office. The PAIR system indicates that both documents were returned to the Patent Office as undeliverable because of use of the incorrect address.

A change of Address was filed July 23, 2004, which change of address was never entered by the Patent Office. Thus, the Final Office Action and the Notice of Abandonment were both mailed to the incorrect, outdated address. It appears that the Patent Office denied (on February 28, 2007, two and one half years after the filing of the Change of Address) a Request to Withdraw as an Attorney filed concurrently with the change of address. However, the signer of that request, J. Scott Davidson, was an attorney of record at the July 23, 2004 time of filing the Change of Address and continued to be so up to the Denial. Therefore, even if the Request to Withdraw as an Attorney was denied, the Change of Address was appropriately filed by an attorney of record, and such Change of Address should have been entered by the Patent Office.

Appln. of: Schreiber
Serial No.: 10/735,706
Filed: December 16, 2003

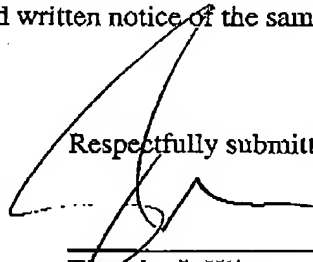
Since the failure to properly mail the Final Office Action and the Notice of Abandonment to a correct address was due to an error by the Patent Office, no fee is believed necessary for this Petition. However, should a fee be required, permission is granted herewith to deduct such fee from our Deposit Account No. 50-3272 under order number 2560-0415.

Should it be determined that the PTO was not at error in incorrectly mailing the above noted documents, Applicant alternatively petitions to revive the unintentionally abandoned application under 37 CFR 1.137(b). In such case, permission is hereby granted to deduct the required petition fee from our Deposit Account noted above. Further, the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Should anything else be needed to grant the present petition, it is respectfully requested that the undersigned be notified at the address below (a new Change of Address is submitted herewith) and provided an opportunity to supply whatever is needed.

Grant of the present Petition and written notice of the same are respectfully requested.

Respectfully submitted,



Timothy J. Klima
Reg. No.: 34,852

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